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La Gazette de L' État de Poudouchéry

The Gazette of Puducherry

PART - II

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GOVERNMENT OF PUDUCHERRY
LEGISLATIVE ASSEMBLY SECRETARIAT

No. 748/2010-LA (Legn).

Puducherry, the 29th October 2010.

Under rule 140 of Rules of Procedure and Conduct of Business of
the Puducherry Legislative Assembly, the following Bill viz.,

The Puducherry State Universities Bill, 2010 (Bill No. 11 of 2010)
which was introduced in the Legislative Assembly on October 27, 2010
is published for general information.

THE PUDUCHERRY STATE UNIVERSITIES
BILL, 2010

(Bill No. 11 of 2010)

A

BILL

to establish and incorporate an affiliating and teaching University at Puducherry to facilitate and promote studies, research and extension work in emerging areas of higher education with focus on professional education, like engineering, technology, management studies, medicine, pharmacy, nursing, education, law, science, arts, humanities, languages, etc. and also to achieve excellence in these and related fields and other matters connected therewith or incidental thereto.

BE it enacted by the Legislative Assembly of Puducherry in the Sixty-first Year of the Republic of India as follows :

Short title and commencement. 1. (1) This Act may be called the Puducherry State Universities Act, 2010.

(2) It shall come into force on such date as the Government may, by notification in the Official Gazette, appoint.

Definitions. 2. In this Act, and in all Statutes made hereunder, unless the context otherwise requires,—

(a) “Academic Council” means the Academic Council of the University;

(b) “academic staff ” means such categories of staff as are designated by the Ordinances to be the academic staff of the University;

(c) “approved institution” means an institution of higher learning approved by the University;

(d) "approved teachers" means persons working in any approved institution or in any institution associated with the University and approved by the University for the purpose of imparting instruction, or conducting research, or both;

(e) "Board of Studies" means the Board of Studies of the University;

(f) "campus" means the unit established or constituted by the University for making arrangements for instruction, or research, or both;

(g) "Chancellor", "Vice-Chancellor" and "Pro Vice-Chancellor" mean, respectively, the Chancellor, the Vice-Chancellor and the Pro Vice-Chancellor of the University;

(h) "College" means a college maintained by or admitted to the privileges of the University, and includes an affiliated college;

(i) "Court" means the Court of the University;

(j) "Department" means a Department of Studies of the University and includes a Centre of Studies;

(k) "Director" means the head of an institution or centre;

(l) "employee" means any person appointed by the University, college or institution, as the case may be;

(m) "Governing Body", in relation to a college or an institution, means the Governing Body or any other body, by whatever name called, charged with the management of the affairs of such college or institution, as the case may be, and recognised as such by the University;

(n) "Government" means the Administrator of the Union Territory of Puducherry appointed by the President under article 239 of the Constitution;

(o) "hall" means a unit of residence or of corporate life for the students of the University, a college or an institution, provided, maintained or recognised by the University;

(p) "hostel" means a unit of residence for students of the University or recognised by the University in accordance with the provisions of this Act;

(q) "Institution" means an academic institution other than a college, maintained by, or admitted to, the privileges of the University;

(r) "misconduct" means a misconduct prescribed by the Statutes;

(s) "Minister for Higher Education" means the Minister in-charge of the Higher Education in the Union Territory of Puducherry;

(t) "notification" means a notification published in the Official Gazette;

(u) "prescribed" means prescribed by the Statutes made under this Act;

(v) "Principal" means the head of a college and includes, where there is no Principal, the person who is for the time being duly appointed to act as the Principal, and, in the absence of the Principal or the acting Principal, as the case may be, a Vice-Principal duly appointed as such;

(w) "recognised teachers" means such persons as are approved by the University for the purpose of imparting research in a college or an institution admitted to the privileges of the University;

(x) "School" means a School of Studies of the University;

(y) "Statutes", "Ordinances" and "Regulations" mean, respectively the Statutes, Ordinances and Regulations of the University for the time being in force;

(z) "Syndicate" means the Syndicate of the University;

(za) "teachers of the University" mean Professors, Associate Professors, Assistant Professors and such other persons as may be appointed for imparting instruction or conducting research in the University or in any college or institution maintained by the University and are designated as teachers by the Ordinances; and

(zb) "University" means the Puducherry State University as incorporated under this Act;

3. (1) With effect from such date as the Government may, by notification in the Official Gazette, appoint, there shall be established a University by the name of "Puducherry State University", comprising of the Chancellor, the Vice-Chancellor, the first members of the Court, the Syndicate and the Academic Council of the University and all such persons as may hereafter be appointed at such office or as members so long as they continue to hold such office or membership.

(2) The headquarters of the University shall be at Puducherry and it may also establish campuses at such other places within its jurisdiction as it may deem fit.

(3) The University shall be a body corporate with the name aforesaid having perpetual succession and a common seal with power, subject to the provisions of this Act, to acquire, hold and dispose of property and to contract, and may by the said name sue or be sued.

4. The objects of the University shall be to disseminate and advance knowledge by providing instructional and research facilities in such emerging branches of learning as it may deem fit and by the example of its corporate life and take appropriate measures for promoting inter-disciplinary studies and research in the University.

Jurisdiction. 5. (1) Save as otherwise provided by or under this Act, the limits of the area within which the University shall exercise its powers, shall be those of Puducherry Union Territory as defined in the Article 1 of the Constitution.

(2) On and from the date of coming into force of this Act, all Government, Government sponsored and Non-Government colleges / institutions both existing and proposed to be started within the jurisdiction of the University shall be affiliated to the University.

Powers of the University. 6. Subject to the provisions of this Act and such conditions as may be prescribed by the Statutes or Ordinances, the University shall have the following powers and perform the following duties, namely:—

(1) to provide for instruction in such branches of learning as the University may, from time to time, determine and to make provision for research and for the advancement and dissemination of knowledge and skills;

(2) to grant, subject to such conditions as the University may determine, diplomas or certificates to, and confer degrees and other academic distinctions on the basis of examinations, evaluation or any other method of testing on persons and to withdraw any such diplomas, certificates, degrees or other academic distinctions for good and sufficient cause;

(3) to confer honorary degrees or other distinctions in the manner prescribed by the Statutes;

(4) to organise and to undertake extramural studies and extension services;

(5) to institute Principalships, Professorships, Associate Professorships, Assistant Professorships and other teaching and academic positions required by the University and to appoint persons to such Principalships, Professorships, Associate Professorships, Assistant Professorships and other academic positions;

(6) to recognise persons as Professors, Associate Professors, or Assistant Professors and others as teachers of the University;

(7) to provide for the terms and conditions of service of:—

(i) teachers and other members of the academic staff appointed by the University;

(ii) teachers and other members of the academic staff appointed by any college or institution; and

(iii) other employees, whether appointed by the University or any college or institution;

(8) to appoint persons working in any other University or organisation as teachers of the University for a specified period;

(9) to create administrative, ministerial and other posts in the University and to make appointments thereto;

(10) to co-operate or collaborate or associate with any other University, authority or institution of higher learning in such manner and for such purposes as the University may determine;

(11) to approve persons working in any institution co-operating, collaborating or associating with the University, for imparting instruction or supervising research, or both, and to withdraw such approval;

(12) to approve an institution of higher learning for such purposes as the University may determine and to withdraw such approval;

(13) to approve persons working in any approved institution for imparting instruction or supervising research, or both, and to withdraw such approval;

- (14) to declare colleges and institutions, with their consent, in the manner prescribed, as autonomous colleges and institutions, and determine the extent of the autonomy and the matters in relation to which they may exercise such autonomy;
- (15) to build up a body of academia to perform academic functions, and to pay them remuneration in the manner prescribed;
- (16) to arrange to send visiting committees to colleges and institutions at the affiliation stage and also during the period of affiliation at regular intervals;
- (17) to prescribe fees and other charges to be levied on the students of self-financing colleges and institutions and to ensure that these are run on “no profit-no loss basis”;
- (18) to co-ordinate the work of different colleges and institutions working in the same and similar areas;
- (19) to set up central facilities like computer centre, instrumentation centre, library, etc.;
- (20) to set up curriculum development centres for different subjects;
- (21) to admit to its privileges colleges and institutions, not maintained by the University, in accordance with such conditions as may be prescribed and to withdraw all or any of these privileges;
- (22) to establish and maintain colleges, institutions and such other centres of education, research, training and extension as deemed appropriate by the University;
- (23) to recognise halls not maintained by the University and to withdraw any such recognition;

- (24) to make provisions for research and advisory services and, for that purpose, to enter into such arrangements with other institutions or bodies as the University may deem necessary;
- (25) to prescribe fees for affiliation of colleges and institutions;
- (26) to determine standards for admission to the University which may include examination, evaluation or any other method of selection;
- (27) to institute and award fellowships, scholarships, studentships, medals and prizes;
- (28) to demand and receive payment of fees and other charges;
- (29) to supervise the residence of the students of the University and to make arrangements for promoting health and general welfare;
- (30) to make such special arrangements in respect of women students as the University may consider desirable;
- (31) to regulate the conduct of the students of the University and of colleges and institutions;
- (32) to regulate the work and conduct of the employees of the University and of the employees of the colleges and institutions;
- (33) to regulate and enforce discipline among the employees and the students of the University and take such disciplinary measures in this regard as may be deemed necessary;
- (34) to prescribe code of conduct for managements of affiliated colleges and institutions;
- (35) to make arrangements for promoting the health and general welfare of the employees of the University and those of colleges and institutions;

(36) to receive benefactions, donations and gifts from persons and to name after them such chairs, institutions, buildings and the like as the University may determine, whose gift or donation to the University is worth such amount as the University may decide;

(37) to acquire, hold, manage and dispose of any property, movable or immovable, including trust and endowment properties, for the purposes of the University;

(38) to borrow, with the approval of the Government, on security of the property of the University, funds for the purposes of the University;

(39) to assess the needs in terms of subjects, fields of specialisation, levels of education and training of technical, manpower, both on short and long-term basis, and to initiate necessary programmes to meet these needs;

(40) to initiate measures to enlist the co-operation of the industry to provide complementary facilities;

(41) to provide for instruction through “distance learning” and “open approach” and for mobility of students from the non-formal (open learning) stream to the formal stream and *vice versa*;

(42) to evolve an operational scheme for enforcing the accountability of the teachers and other employees to the University system;

(43) to prescribe a Code of Ethics for the teachers, Code of Conduct for other employees and Code of Discipline for the students; and

(44) to do all such other acts and things as may be necessary or incidental to the exercise of all or any of the powers of the University or necessary for or conducive to the attainment of all or any of the objects of the University.

7. (1) The University shall be open to persons of either sex and of whatever race, creed, caste or class, and it shall not be lawful for the University to adopt or impose on any person any test whatsoever of religious belief or profession or political opinion in order to entitle him to be appointed as a teacher of the University or to hold any other office therein or to be admitted as a student of the University, or to graduate thereat, or to enjoy or exercise any privilege thereof.

(2) Nothing in this section shall be deemed to prevent the University from making any special provision for the appointment or admission of women or of persons belonging to the weaker sections of the society, and in particular, of persons belonging to the Scheduled Castes and the Scheduled Tribes.

(3) French nationals of Indian origin who have been permitted long-term residence in the Union territory of Puducherry under the provisions of the Treaty of Cession shall also be eligible for admission to the University.

Explanation.— Treaty of Cession has the meaning assigned to it in the Puducherry (Administration) Act, 1962 (Central Act 49 of 1962).

8. (1) The President of India shall be the Visitor of the University.

(2) Any dispute arising between the University and any other University established by law in the Union territory of Puducherry may be referred to the Visitor whose decision thereon shall be final and binding on the parties.

9. (1) The Lieutenant-Governor of Puducherry shall be the Chancellor of University.

(2) The Chancellor shall be the Chairman of the Court.

(3) The Chancellor shall, if present, preside over the convocations of the University for conferring degrees.

(4) The Chancellor shall have the right to cause an inspection, to be made by such person or persons as he may direct, of the University, a college or an institution maintained by the University, their buildings, laboratories and equipment, and also of the examination, teaching and other work conducted or done by the University, college or institution, as the case may be, and to cause an inquiry to be made in the like manner in respect of any matter connected with the administration or finances of the University, college or institution, as the case may be.

(5) The Chancellor shall, in every case, give notice to the University of his intention to cause an inspection or inquiry to be made and the University shall, on receipt of such notice, have the right to make such representation to the Chancellor, as it may consider necessary, within such period as specified in the notice.

(6) After considering the representation, if any, made by the University, the Chancellor may cause to be made such inspection or inquiry as is referred to in sub-section (4).

(7) Where an inspection or inquiry has been caused to be made by the Chancellor, the University shall be entitled to appoint a representative who shall have the right to be present and be heard at such inspection or inquiry.

(8) The Chancellor may address the Vice-Chancellor with reference to the result of such inspection or inquiry as is referred to in sub- section (3) and the Vice-Chancellor shall communicate to the Syndicate the views of the Chancellor with such advice as the Chancellor may be pleased to offer upon the action to be taken thereon.

(9) The Syndicate shall communicate through the Vice-Chancellor to the Chancellor such action, if any, as it proposes to take or has been taken by it upon the result of such inspection or inquiry.

(10) Where the Syndicate does not, within a reasonable time, take action to the satisfaction of the Chancellor, the Chancellor may issue such directions as he may think fit and the Syndicate shall comply with such directions.

(11) Without prejudice to the foregoing provisions of this section, the Chancellor may, by order in writing, annul any proceeding of the University which is not in conformity with this Act, the Statutes or the Ordinances:

Provided that before making any such order, the Chancellor shall call upon the University to show cause why such an order should not be made and shall consider the cause shown, if any, within the time-limit specified by him.

(12) The Chancellor shall have such other powers as may be prescribed.

10. The following shall be the officers of the Officers of the University:-

- (1) the Vice-Chancellor;
- (2) the Pro Vice-Chancellor;
- (3) the Deans;
- (4) the Registrar;
- (5) the Controller of Finance; and
- (6) such other officers as may be declared by the Statutes to be the officers of the University.

11. (1) The Vice-Chancellor shall be a scholar of The Vice-eminence having administrative experience in a Chancellor. national level institution of learning.

(2) The Vice-Chancellor shall be appointed by the Chancellor in such manner, for such term and on such emoluments and other conditions of service as may be prescribed.

(3) The Vice-Chancellor shall be the principal academic and executive officer of the University and shall exercise supervision and control over the affairs of the University and give effect to the decisions of all the authorities of the University.

(4) The Vice-Chancellor may, if he/she is of the opinion that immediate action is necessary on any matter, exercise any power conferred on any authority of the University by or under this Act and shall report to such authority the action taken by him on such matter:

Provided that if the authority concerned is of the opinion that such action ought not to have been taken, it may refer the matter to the Chancellor whose decision thereon shall be final:

Provided further that any person in the service of the University, who is aggrieved by the action taken by the Vice-Chancellor under this sub-section, shall have the right to appeal against such action to the Syndicate within ninety days from the date on which such action is communicated to him and thereupon the Syndicate may confirm, modify or reverse the action taken by the Vice-Chancellor.

(5) The Vice-Chancellor may cause an inspection, to be made by such person or persons as he may direct, of a college or an institution, not being maintained by the University, its buildings, laboratories and equipment and also the examination, teaching and other work done by the college or the institution and cause an inquiry, to be made in the like manner, in respect of any matter connected with the administration or finances of the college or the institution in such manner as may be prescribed.

(6) The Vice-Chancellor shall exercise such other powers and perform such other functions as may be prescribed by the Statutes and the Ordinances.

12. The Pro Vice-Chancellor shall be appointed by the Vice-Chancellor in such manner, on such emoluments and other conditions of service and shall exercise such powers and perform such functions, as may be prescribed. The Pro Vice-Chancellor.

13. The Deans shall be appointed by the Vice-Chancellor in such manner and shall exercise such powers and perform such duties as may be prescribed. The Deans.

14. (1) The Registrar shall be appointed in such manner, on such emoluments and other conditions of service, and shall exercise such powers and perform such functions, as may be prescribed. The Registrar.

(2) The Registrar shall have the power to enter into, and sign agreements and authenticate records on behalf of the University and shall exercise such other powers and perform such other duties as may be prescribed in the Statutes.

15. The Controller of Finance shall be appointed in such manner, on such emoluments and other conditions of service, and shall exercise such powers and perform such duties as may be prescribed. The Controller of Finance.

16. The manner of appointment, emoluments, powers and duties of the other Officers of the University shall be such as may be prescribed. Other Officers.

17. The following shall be the authorities of the University:— Authorities of the University.

- (1) the Court;
- (2) the Syndicate;
- (3) the Academic Council;

- (4) the Planning Board;
- (5) the Board of Affiliation;
- (6) the School of Studies;
- (7) the Finance Committee; and
- (8) such other authorities as may be declared by the Statutes to be the authorities of the University.

The Court. 18. (1) The constitution of the Court and the term of office of its members shall be such as may be prescribed.

(2) Subject to the provisions of this Act, the Court shall have the following powers and functions, namely:—

- (a) to review, from time to time, the broad policies and programmes of the University and to suggest measures for the improvement and development of the University;
- (b) to consider and pass resolutions on the annual report and the annual accounts of the University and the report of its auditors on such accounts;
- (c) to advise the Chancellor in respect of any matter which may be referred to it for advice; and
- (d) to perform such other functions as may be prescribed.

The Syndicate. 19. (1) The Syndicate shall be the principal executive body of the University.

(2) The constitution of the Syndicate, the term of office of its members and its powers and functions shall be such as may be prescribed.

The Academic Council. 20. (1) The Academic Council shall be the principal academic body of the University and shall, subject to the provisions of this Act, the Statutes and

the Ordinances, have the control and regulation of, and be responsible for, the maintenance of standards of instruction, education and examination within the University and shall exercise such other powers and perform such other duties as may be conferred or imposed upon it by the Statutes.

(2) The Academic Council shall have the right to advise the Syndicate on all academic matters.

(3) The constitution of the Academic Council and the term of office of its members shall be such as may be prescribed.

21. (1) There shall be constituted a Planning Board of the University which shall be the principal planning body of the University and shall also be responsible for monitoring the development of the University.

(2) The constitution of the Planning Board, the term of office of its members and its powers and functions shall be such as may be prescribed.

22. (1) The Board of Affiliation shall be responsible for admitting colleges and institutions to the privileges of the University.

(2) The constitution of the Board of Affiliation, the term of office of its members and its powers and functions shall be such as may be prescribed.

23. (1) There shall be such number of Schools as the University may determine from time to time.

(2) The constitution, powers and functions of the Schools of Studies shall be such as may be prescribed.

24. The constitution, powers and functions of the Finance Committee shall be such as may be prescribed.

Other authorities. 25. The constitution, powers and functions of the other authorities which may be declared by the Statutes to be the authorities of the University, shall be such as may be prescribed.

The Students' Council. 26. (1) There shall be constituted in the University, a Students' Council for every academic year.

(2) The council shall represent all regular students on the rolls of colleges / institutions and departments and the representatives and office bearers shall be elected as prescribed.

Funds and Grants. 27. (1) The University shall have General Fund as prescribed.

(2) The Government shall every year, make non-lapsable lump sum grants to the University as prescribed.

Statutes. 28. Subject to the provisions of this Act, the Statutes may provide for all or any of the following matters, namely:—

(a) the constitution, powers and functions of the authorities and other bodies of the University, as may be found necessary to be constituted from time to time;

(b) the nomination and continuance in office of the members of the authorities and bodies of the University, the filling up of vacancies of members and all other matters relating thereto which the University may deem necessary or desirable to provide;

(c) the manner of appointment of the officers of the University, terms and conditions of their service, their powers and duties and emoluments;

(d) the manner of appointment of the teachers of the University, other academic staff, and other employees and their emoluments;

- (e) the manner of appointment of teachers and other academic staff working in any other University for a specified period for undertaking a joint project, their terms and conditions of service and emoluments;
- (f) the terms and conditions of service of the,—
 - (i) teachers and other members of the academic staff appointed by the University;
 - (ii) teachers and other members of the academic staff appointed by any college or institution; and
 - (iii) other employees whether appointed by the University or any college or institution;
- (g) the constitution of the pension or the provident fund and the establishment of an insurance scheme for the benefit of the employees of the University and those of colleges and institutions;
- (h) the principles governing the seniority of employees of the University, colleges and institutions;
- (i) the procedure for any appeal by an employee or a student of the University;
- (j) conferment of honorary degrees;
- (k) institution of fellowships, scholarships, studentships, medals and prizes and other incentives;
- (l) maintenance of discipline among the employees of the University, and the employees of colleges and institutions;
- (m) establishment of chairs, schools of studies, departments, colleges and institutions;
- (n) the conditions under which colleges and institutions may be admitted to the privileges of the University and the conditions under which such privileges may be withdrawn;

- (o) management, supervision and inspection of colleges and institutions established and maintained by the University;
- (p) constitution of governing bodies of colleges and institutions admitted to the privileges of the University and the supervision and inspection of such colleges and institutions;
- (q) the extent of the autonomy which a college or an institution declared as an autonomous college or institution may have and the matters in relation to which such autonomy may be exercised;
- (r) the delegation of powers vested in the authorities or the officers of the University; and
- (s) all other matters which, by or under this Act, are to be, or may be, provided for by the Statutes.

Statutes how made.

29. (1) The first Statutes are those set out in the Schedule-I.

(2) The Syndicate may, from time to time, make new or additional Statutes or may amend or repeal the Statutes referred to in sub-section (1):

Provided that the Syndicate shall not make, amend or repeal any Statutes affecting the status, powers or constitution of any authority of the University until such authority has been given a reasonable opportunity of expressing its opinion in writing on the proposed change and any opinion so expressed within the time specified by the Syndicate has been considered by the Syndicate.

(3) Every new Statute or addition to the Statutes or any amendment or repeal thereof shall require the approval of the Chancellor, who may assent thereto or withhold his assent or remit it to the Syndicate for reconsideration in the light of the observations, if any, made by him.

(4) A new Statute or a Statute amending or repealing an existing Statute shall not be valid unless it has received the assent of the Chancellor.

(5) Notwithstanding anything contained in the foregoing sub-sections, the Chancellor may make new or additional Statutes or amend or repeal the Statutes referred to in sub-section (1), during the period of three years immediately after the commencement of this Act:

Provided that the Chancellor may, on the expiry of the said period of three years, make, within one year from the date of such expiry, such detailed Statutes as he may consider necessary and such detailed Statutes shall be laid on the Table of the Legislative Assembly of Puducherry.

30. (1) Subject to the provisions of the Act and Ordinances, the Statutes, the Ordinances may provide for all or any of the following matters, namely:-

(i) the admission of students, the courses of study and the fees thereof, the qualifications pertaining to the award of degrees, diplomas, certificates and other academic distinctions, the conditions for the grant of fellowships and awards and the like;

(ii) the conduct of examinations, including the terms and conditions of office and appointment of examiners;

(iii) the conditions of residence of students and their general discipline;

(iv) the management of colleges and institutions maintained by the University;

(v) the procedure for the settlement of disputes between the employees and the University, or between the students and the University;

(vi) the procedure for the settlement of disputes between the employees or students of a college or an institution and its Governing Body;

(vii) the procedure for any appeal by an aggrieved employee or a student of a college or an institution;

(viii) maintenance of discipline among the students of the University, colleges and institutions;

(ix) regulation of the conduct and duties of the employees of the University, colleges and institutions and regulation of the conduct of the students of the University and of colleges and institutions;

(x) the categories of misconduct for which action may be taken under this Act or, the Statutes or the Ordinances; and

(xi) any other matter which, by or under this Act or the Statutes, is to be, or may be, provided for by the Ordinances.

(2) The first Ordinances shall be made by the Vice-Chancellor with the prior approval of the Government and the Ordinances so made may be amended, repealed or added to at any time by the Syndicate in such manner as may be prescribed.

Regulations.

31. The authorities of the University may make Regulations consistent with this Act, the Statutes and the Ordinances, in the manner prescribed by the Statutes for the conduct of their own business and that of the committees, if any, appointed by them and not provided for by this Act, the Statutes or the Ordinances.

Annual Report.

32. (1) The annual report of the University shall be prepared under the directions of the Syndicate which shall include, among the other matters, the steps taken by the University towards the fulfilment of its objects.

(2) The annual report so prepared shall be submitted to the Chancellor by such date as may be prescribed.

(3) A copy of the annual report, as prepared under sub-section (1), shall also be submitted to the Government which shall, as soon as may be, cause the same to be laid before the Legislative Assembly of Puducherry.

33. (1) The annual accounts and the balance sheet of the University shall be prepared under the direction of the Syndicate and shall, once at least every year and at intervals of not more than fifteen months, be audited by the Comptroller and Auditor General of India or such person or persons as may be authorised on his/her behalf. Annual Accounts.

(2) A copy of the accounts together with the audit report shall be submitted to the Chancellor and the Court along with the observations, if any, of the Syndicate.

(3) Any observation made by the Chancellor on the annual accounts shall be brought to the notice of the Court and the views of the Court, if any, shall, after being considered by the Syndicate, be submitted to the Chancellor.

(4) A copy of the accounts together with the audit report as submitted to the Chancellor, shall also be submitted to the Government, which shall, as soon as may be, cause the same to be laid before the Legislative Assembly of Puducherry.

34. (1) The University shall enter into a written contract of service with every employee of the University appointed on regular basis or otherwise and the terms and conditions of the contract shall not be inconsistent with the provisions of this Act, the Statutes and the Ordinances. Conditions of service of employees.

(2) A copy of the contract referred to in sub-section (1) shall be lodged with the University and a copy thereof shall also be furnished to the employee concerned.

Tribunal of Arbitration.

35. (1) Any dispute arising out of a contract of employment referred to in section 34 between the University and the employee shall at the request of the employee, be referred to a Tribunal of Arbitration which shall consist of one member nominated by the Syndicate, one member nominated by the employee concerned and an umpire to be nominated by the Chancellor.

(2) Every such reference shall be deemed to be a submission to Arbitration on the terms of this section within the meaning of the Law of Arbitration as in force, and all the provisions of that Law, with the exception of section 2 thereof, shall apply accordingly.

(3) The procedure for regulating the work of the Tribunal of Arbitration shall be such as may be prescribed.

(4) The decision of the Tribunal of Arbitration shall be final and binding on the parties, and no suit shall lie in any court in respect of any matter decided by the Tribunal.

Provident and pension funds.

36. The University shall constitute for the benefit of its employees, such provident fund or pension fund or provide such insurance schemes as it may deem fit in such manner and subject to such conditions as may be prescribed.

Disputes as to the constitution of the University authorities and bodies.

37. If any question arises as to whether any person has been duly elected or appointed as, or is entitled to be, a member of any authority or other body of the University, the matter shall be referred to the Chancellor, whose decision thereon shall be final.

38. All casual vacancies among the members (other than *ex-officio* members) of any authority or other body of the University shall be filled, as soon as may be convenient, by the person or body who appoints, elects or co-opta the members whose place has become vacant and any person appointed, elected or co-opted to a casual vacancy shall be a member of such authority or body for the residue of the term for which the person whose place he fills, would have been a member.

39. No Act or proceedings of any authority or other body of the University shall be invalidated merely by reason of the existence of any vacancy or vacancies among its members.

40. No suit or other legal proceeding shall lie in any court against the University, any authority, officer or employee of the University or against any person or body of persons acting under the order or direction of any authority or officer or other employee of the University for anything which is in good faith done or intended to be done in pursuance of the provisions of this Act, the Statutes or the Ordinances.

41. A copy of any receipt, application, notice, order, proceedings, resolution of any authority/ committee of the University or other documents in the possession of the University, or any entry in any register duly maintained by the University, if certified by the Registrar so designated shall be received as *prima facie* evidence of such receipt, applications, notices, order, proceedings or resolutions, documents or the existence of entry in the register and shall be admitted as evidence of the matter and transactions therein where the original thereof would, if produced, have been admissible in evidence, notwithstanding anything contained in the

Indian Evidence Act, 1872 or in any other law for the time being in force, shall be admitted as evidence of the matters and transactions specified therein, where the original thereof would, if produced, have been admissible in evidence.

Power to remove difficulties.

42. If any difficulty arises in giving effect to the provisions of this Act, the Government may, by order, published in the Official Gazette, make such provisions, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removing the difficulty:

Provided that no such order shall be made under this section after the expiry of three years from the commencement of this Act.

Transitional provisions.

43. Notwithstanding anything contained in this Act and the Statutes,—

(a) the first Vice-Chancellor, the first Registrar and the first Controller of Finance shall be appointed by the Chancellor and they shall be governed by the terms and conditions of service specified by the Statutes;

(b) the first Court and the first Syndicate shall consist of not more than twenty-five members and thirty members respectively who shall be nominated by the Chancellor and shall hold office for a term of three years; and

(c) the members of the first Planning Board shall be nominated by the Chancellor and shall hold office for a term of three years.

Statutes and Ordinances to be published in the Official Gazette and to be laid before the Legislative Assembly.

44. (1) Every Statute, Ordinance or Regulations made under this Act shall be published in the Official Gazette.

(2) Every Statute and Ordinance made under this Act shall be laid, as soon as may be after it is made before the House of Legislative Assembly of

Puducherry while it is in session for a total period of thirty days which may be comprised in one session or two or more successive sessions, and if, before the expiry of the session or immediately following the session or the successive sessions aforesaid, the House agrees in making any modification in the Statute, the Ordinance or the Regulations or the House agrees that the Statute, the Ordinance or the Regulations should not be made, the Statute, the Ordinance or the Regulations, as the case may be, shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that Statute, Ordinance or the Regulations, as the case may be.

SCHEDULE – I

[See section 30(1)]

FIRST STATUTES

1. (1) These Statutes may be called the Puducherry Short title and State Universities (First) Statutes. commencement.

(2) They shall come into force on and from the date of commencement of provisions of the Act.

2. (1) In these Statutes, unless the context Definitions. otherwise requires,—

(a) “Act” means the Puducherry State Universities Act, 2010;

(b) “Board of Affiliation” means the Board of Affiliation of the University;

(c) “clause” means a clause of the Statutes in which that expression occurs;

(d) “Finance Committee” means the Finance Committee of the University;

(e) "Librarian" means the Librarian of the University Library;

(f) "Planning Board" means the Planning Board of the University; and

(g) "section" means a section of the Act.

(h) "Academic Staff" means Professor, Associate Professor, Assistant Professor, Librarian, Deputy Librarian, Assistant Librarian, Programmer, Systems Manager and such other staff as may be decided by the Syndicate.

(2) Words and expressions used but not defined in these Statutes shall have the meanings assigned to them in the Act.

The Vice-Chancellor.

3. (1) The Vice-Chancellor shall be appointed by the Chancellor from a panel of not less than three persons, who shall be recommended by a Search Committee as constituted under clause (2) and the panel shall be prepared in alphabetical order and shall not indicate any order of preference:

Provided that if the Chancellor does not approve of any of the persons included in the panel, he/she may call for a fresh panel.

(2) The Search Committee, referred to in clause (1) shall consist of three persons, none of whom shall be an employee of the University or a member of the Court, Syndicate, or Academic Council or connected with an institution recognised by or associated with the University. The Search Committee shall consist of one person nominated by the Visitor/Chancellor who shall be the Chairperson of the Committee, one person nominated by the Chairman of the University Grants Commission and one person nominated by the Syndicate/Executive Council/Board of Management of the University.

(3) The Vice-Chancellor shall be a whole-time salaried officer of the University.

(4) The Vice-Chancellor shall hold office for a term of four years from the date on which he/she enters upon his/her office for a term and shall be eligible for reappointment for not more than another term:

Provided that notwithstanding the expiry of the said period of four years, he/she shall continue in office until his/her successor is appointed and enter upon his/her office.

The process of selecting the successor as in statute 3(1) and 3(2) to the Vice-Chancellor shall commence sufficiently in advance such that the Vice-Chancellor designate shall be selected 3 months ahead of the date of relief of the present Vice-Chancellor either after completion of his tenure or attaining the age as fixed by University Grants Commission / Government or on any other reason. The Vice-Chancellor designate shall relieve the outgoing Vice-Chancellor on the appointed day of relief as explained.

(5) Notwithstanding anything contained in clause (2), a person appointed as Vice-Chancellor shall, if he/she completes the age as fixed by the Government/ University Grants Commission from time to time during the term of his/her office or any extension thereof, retire from office.

(6) The emoluments and other terms and conditions of service of the Vice-Chancellor shall be as follows:—

(i) The Vice-Chancellor shall be paid a monthly salary and allowances other than House Rent Allowance at the rates fixed by the Government/ University Grants Commission from time to time:

Provided that if he/she assumes office after retiring on superannuation from a pensionable post, his/her salary and allowances shall be reduced by the gross amount of his/her pension

prior to commutation, or the payment of pension shall be held in abeyance until he/she relinquishes office :

Provided further that if he/she assumes office after retiring on superannuation from a non-pensionable post, his/her salary and allowances shall be reduced by the gross amount equivalent of retirement benefits availed of by him on superannuation.

(ii) The Vice-Chancellor shall be entitled to use rent free furnished residential accommodation maintained/ provided by the University.

(iii) The Vice-Chancellor shall be entitled to use a University vehicle for official purposes. He shall also be entitled to use a University vehicle for private purposes for which he/she shall be liable to pay charges to the University on the conditions prescribed by the Government from time to time, for use of Government vehicles for private purposes by officers of Government.

(iv) The Vice-Chancellor shall be entitled to retirement benefits under the General Provident Fund-Pension-Gratuity Scheme of the University:

Provided that if he/she has not attained the normal age of superannuation prior to his/her appointment as Vice-Chancellor and was holding a pensionable post under the Central Government, a State Government, a Central Autonomous Body or in a Central University or a State Government, a State Autonomous Body or a State University, he/she shall be entitled to the benefit of combining his/her past service with his/her service as Vice-Chancellor up to the normal age of superannuation for the purpose of pensionary benefits subject to the condition that his/her previous employer agrees to share the liability for such benefits:

Provided further that the Vice-Chancellor shall be entitled to join the Contributory Provident Fund-Gratuity Scheme of the University after completing sixty years of age.

(v) (a) The Vice-Chancellor shall be entitled to leave on full pay for 30 days in a calendar year. The leave shall be credited to his/her account in advance in two half yearly instalments of 15 days each on the first day of January and the first day of July every year:

Provided that if the Vice-Chancellor assumes or relinquishes office during the currency of a half year, the leave shall be credited to his/her account proportionately at the rate of 2½ days for each completed month of service.

(i) The leave at credit of the Vice-Chancellor at the close of a half year shall be carried forward to the next half year, subject to the condition that the total accumulation of leave at credit should at no time exceed 300 days.

(ii) At the time of relinquishing office, the Vice-Chancellor shall be entitled to receive a sum equivalent to the leave salary for the number of days for which leave on full pay is due to him subject to a maximum of 300 days:

Provided that the number of days for which benefit of leave encashment has been availed of by the Vice-Chancellor in his/her previous assignments shall be deducted from the ceiling of 300 days.

(iii) The Vice-Chancellor shall be entitled to leave on half pay for 20 days for each completed year of service. The leave on half pay may also be availed of as Commuted Leave on full pay on medical grounds. In such a case, twice the number of days of leave availed of on full pay shall be debited against leave on half pay due.

(iv) The Vice-Chancellor shall be entitled to avail himself of extraordinary leave without pay for maximum period of 3 months during his/her full term of four years on medical grounds or otherwise.

(b) The Vice-Chancellor shall be entitled to benefits of medical attendance and leave travel concession as admissible to other employees of the University.

(c) The Vice-Chancellor shall be entitled to Travelling Allowance on transfer on his/her appointment as Vice-Chancellor and on relinquishing office.

(7) If the office of the Vice-Chancellor becomes vacant due to death, resignation or otherwise, or if he/she is unable to perform his/her duties due to ill health or any other reason, the Pro Vice-Chancellor shall perform the duties of the Vice-Chancellor, and if there is no Pro Vice-Chancellor, the senior-most Dean shall perform the functions of the Vice-Chancellor until the new Vice-Chancellor assumes office or until the existing Vice-Chancellor resumes the duties of his/her office, as the case may be.

Powers and functions of the Vice-Chancellor.

4. (1) The Vice-Chancellor shall be *ex-officio* Chairperson of the Syndicate, the Academic Council, the Planning Board, Board of Affiliation and the Finance Committee.

(2) The Vice-Chancellor shall be entitled to be present at, and address, any meeting of any other authority or any other body of the University but shall not be entitled to vote thereat unless he/she is a member of such authority or body.

(3) It shall be the duty of the Vice-Chancellor to see that the Act, the Statutes, the Ordinances and the Regulations are duly observed and he/she shall have all the powers necessary to ensure such observance.

(4) The Vice-Chancellor shall exercise control over the affairs of the University and shall give effect to the decisions of all the authorities of the University.

(5) The Vice-Chancellor shall have all the powers necessary for the proper maintenance of discipline in the University and he/she may delegate any such power to such officer or officers as he/she may deem fit.

(6) The Vice-Chancellor shall be empowered to grant leave to any officer of the University and make necessary arrangements for the discharge of the functions of such officer during his/her absence.

(7) The Vice-Chancellor shall grant leave of absence to any employee of the University in accordance with the rules and, if he/she so decides, may delegate such power to another officer of the University.

(8) The Vice-Chancellor shall have the power to convene or cause to be convened the meetings of the Court, the Syndicate, the Academic Council, the Planning Board, the Board of Affiliation and the Finance Committee.

(9) The Vice-Chancellor shall have the power to make short term appointments, with the approval of the Syndicate, for a period not exceeding six months, of such person as he/she may consider necessary for the functioning of the University.

5. (1) The Pro Vice-Chancellor shall be appointed by the Syndicate on the recommendation of Selection Committee. Pro Vice-Chancellor.

(2) The term of office of the Pro Vice-Chancellor shall be three years and he/she shall be eligible for re-appointment:

Provided that the Pro Vice-Chancellor shall retire on attaining the age as fixed by the Government/University Grants Commission from time to time:

Provided further that the Pro Vice-Chancellor shall, while performing the functions of the Vice-Chancellor under clause (7) of statute 3, continue in office notwithstanding the expiration of his/her term of office as Pro Vice-Chancellor until a new Vice-Chancellor assumes office or until the existing Vice-Chancellor resumes his/her duties, as the case may be.

(3) (a) The salary of the Pro Vice-Chancellor shall be as decided by the Syndicate with the approval of the Chancellor.

(b) The Pro Vice-Chancellor shall be entitled, without payment of rent, to the use of a maintained furnished residence throughout his/her term of office.

(c) In addition to the salary specified in sub-clause (a), a Pro Vice-Chancellor shall be entitled to such leave, benefits and other allowances as are admissible to the employees of the University from time to time.

(d) The Pro Vice-Chancellor shall be entitled to such terminal benefits as may be fixed by the Syndicate from time to time.

(e) The Pro Vice-Chancellor shall be entitled to subscribe to the Contributory Provident Fund of the University till the end of his/her tenure:

Provided that where an employee of the University or a college or an institution or of any other University or institution maintained by or affiliated to such other University is appointed as Pro Vice-Chancellor, he/she shall continue to be governed by the same retirement benefit scheme to which he/she was entitled prior to his/her appointment as Pro Vice-Chancellor till he/she continues to hold his/her lien on that post but under this provision, the pay for the purpose of subscription to the General Provident Fund or subscription to the University Contributory Fund shall be the pay drawn by him as Pro Vice-Chancellor.

(f) The Pro Vice-Chancellor shall assist the Vice-Chancellor in respect of such matters as may be specified by the Vice-Chancellor on his/her behalf from time to time and perform such functions as may be delegated to him by the Vice-Chancellor.

6. (1) Every Dean shall be the head of a School of The Deans. Studies.

(2) Every Dean shall be appointed by the Vice-Chancellor from among the Professors of the University for a period of three years and he/she shall be eligible for reappointment:

Provided that a Dean on attaining the age of sixty-two years shall cease to hold office as such:

Provided further that if at any time there is no Professor in a department, the Vice-Chancellor or a Dean authorized by the Vice-Chancellor in his/her behalf, shall exercise the powers of the Dean of the School of Studies.

(3) When the office of the Dean is vacant or where the Dean is by reason of illness, absence or any other cause unable to perform the duties of his/her office, the duties of his/her office shall be performed by such person as the Vice-Chancellor may appoint for the purpose.

(4) The Dean shall be the Head of the School of studies and shall be responsible for the conduct and maintenance of the standards of teaching and research in the School of Studies.

(5) The Dean shall perform such other functions as may be prescribed by the Ordinances.

(6) The Dean shall have the right to be present and to speak at any meeting of the Board of Studies or a committee of the department but shall not have the right to vote thereat unless he/she is a member thereof.

Heads of
Departments.

7. (1) In the case of Departments which have more than one Professor, the Head of the Department shall be appointed by the Syndicate on the recommendation of the Vice-Chancellor from among the Professors.

(2) In the case of Departments where there is only one Professor, the Syndicate shall have the option to appoint, on the recommendation of the Vice-Chancellor, either the Professor or an Associate Professor as the Head of the Department:

Provided that it shall be open to a Professor or Associate Professor to decline the offer of appointment as the Head of the Department.

(3) A person appointed as the Head of the Department shall hold office as such for a period of three years and shall be eligible for reappointment.

(4) A Head of a Department may resign his/her office at any time during his/her tenure of office.

(5) A Head of a Department shall perform such functions as may be prescribed by the Ordinances.

The Registrar.

8. (1) The Syndicate shall constitute a Selection Committee for the appointment of Registrars.

(2) The Registrar shall be appointed by the Syndicate on the recommendations of the Selection Committee constituted under clause (1) and he/she shall be a whole-time salaried officer of the University.

(3) The emoluments and other conditions of service of a Registrar shall be such as may be prescribed by the Ordinances:

Provided that a Registrar shall retire on attaining the age as fixed by the University Grants Commission/ Government from time to time.

(4) The Registrar shall have the power to take disciplinary action against such of the employees, excluding teachers, as may be specified by the Syndicate by general or special order made in this behalf.

(5) An appeal shall lie to the Vice-Chancellor against any order made by the Registrar in pursuance of clause (4).

(6) In cases where an inquiry discloses that a punishment beyond the powers of the Registrar is called for, the Registrar shall, consequent to the inquiry, make a report to the Vice-Chancellor along with his/her recommendations for such action as the Vice-Chancellor may deem fit:

Provided that in such a case an appeal shall lie to the Syndicate against an order of the Vice-Chancellor imposing any penalty on an employee.

(7) The Registrar shall be:—

- (i) Secretary to the Court;
- (ii) Secretary to the Syndicate;
- (iii) Secretary to the Academic Council;
- (iv) Secretary to the Planning Board;
- (v) Secretary to the Board of Affiliation.

(8) The Registrar shall:—

- (a) be the custodian of the records, the common seal and such other properties of the University as the Syndicate may commit to his/her charge;
- (b) issue notices and convene meetings of that authority and the committees appointed by it;
- (c) keep the minutes of the meetings of that authority and the committees appointed by it;
- (d) conduct official proceedings and correspondence; and
- (e) supply to the Chancellor a copy each of the agenda of the meetings of the authorities of the University as soon as it is issued and the minutes of such meetings.

(9) The Registrar shall represent the University in suits or proceedings, by or against the University, sign powers of attorney, verify pleadings and depute his/her representative for the purpose.

(10) The Registrar shall perform such other functions as may be specified in the Statutes, Ordinances or Regulations or as may be required from time to time by the Syndicate or the Vice-Chancellor.

The Controller
of Finance.

9. (1) The Syndicate shall constitute a Selection Committee for the appointment of the Controller of Finance.

(2) The Controller of Finance shall be appointed by the Syndicate on the recommendations of the Selection Committee constituted under clause (1) and he/she shall be a whole-time salaried officer of the University and shall work under the control of the Vice-Chancellor.

(3) The emoluments and other conditions of service of the Controller of Finance shall be prescribed by the Ordinances:

Provided that the Controller of Finance shall retire on attaining the age fixed by the Government / University Grants Commission from time to time.

(4) When the office of the Controller of Finance is vacant or when the Controller of Finance is, by reason of ill health, absence or any other cause, unable to perform his / her functions as the Controller of Finance, his/her functions shall be performed by such person as the Vice-Chancellor may appoint for the purpose.

(5) The Controller of Finance shall-

(a) exercise general supervision over the funds of the University and advise it as regards its financial policies; and

(b) perform such other financial functions as may be assigned to him by the Syndicate or as may be prescribed by the Statutes or the Ordinances:

Provided that the Controller of Finance shall not incur any expenditure or make any investment exceeding five lakhs rupees without the prior approval of the Syndicate.

(6) Subject to the control of the Vice-Chancellor and the Syndicate, the Controller of Finance shall—

(a) hold and manage the properties and investments of the University, including Trust and immovable properties, for fulfilling any of the objects of the University;

(b) see that the limits fixed by the Finance Committee for recurring and non-recurring expenditure for a year are not exceeded and the money is expended or spent for the purposes for which it was granted or allotted;

(c) be responsible for the preparation of the annual accounts and the budget of the University and for their presentation to the Syndicate after they have been considered by the Finance Committee;

(d) keep a constant watch on the cash and bank balances and investments;

(e) watch the progress of collection of revenue, funds and grants and advise on the methods of collection employed.

I. Funds: Income from fees, grants, donations, gifts (if any), any contribution or grant made by the Central Government, Government of Puducherry, University Grants Commission, or like authority, any local authority or any corporation owned or controlled by the Government, endowments and other receipts.

II. Government Grants:

(i) a grant not less than the net expenditure incurred in the financial year immediately preceding the appointed day in respect of the activities of the institutions transferred to the University;

(ii) a grant not less than the estimated expenditure on pay and allowances of the staff, contingencies, supplies and services of the University;

(iii) a grant to meet such additional expenditure, recurring and non-recurring, as the Government may deem necessary for the proper functioning and development of the University;

(f) ensure that the registers of properties of the University are maintained properly and that stock checking is conducted of the equipment and other material in the offices and branches of the University including colleges and institutions maintained by the University;

(g) bring to the notice of the Vice-Chancellor any unauthorized expenditure or any other financial irregularity and suggest appropriate action against persons at fault; and

(h) call from any office of the University, including colleges and institutions maintained by the University, any information or report that he/she may consider necessary for the performance of his/her functions.

(7) any receipt given by the Controller of Finance or by the person or persons duly authorized in this behalf by the Syndicate shall be a sufficient discharge for payment of moneys to the University.

10. The Librarian shall be a whole-time salaried officer appointed by the Syndicate on the recommendations of a Selection Committee constituted for the purpose, and shall possess such qualifications and exercise such powers and perform such duties, as may be determined by the Syndicate.

11. (1) An annual meeting of the Court shall be held on a date to be fixed by the Syndicate unless some other date has been fixed by the Court in respect of any year.

(2) At an annual meeting of the Court, a report on the working of the University during the previous year together with a statement of the receipts and expenditure, the balance-sheet, as audited, and the financial estimates for the next year shall be presented.

(3) A copy of the statement of receipts and expenditure, the balance-sheet and the financial estimates referred to in clause (2) shall be sent to every member of the Court at least seven days before the date of the annual meeting.

(4) One-third of the total members of the Court shall form the quorum for a meeting of the Court.

(5) Special meetings of the Court may be convened by the Syndicate or the Vice-Chancellor, or, if there is no Vice-Chancellor, by the senior-most Pro Vice-Chancellor or if there is no Pro Vice-Chancellor, by the Registrar.

12. (1) The Court shall consist of the following, namely:—

Ex-officio Members :

- (i) Chancellor – Chairman.
- (ii) Vice-Chancellor.
- (iii) Pro Vice-Chancellor.
- (iv) two Deans of Schools of Studies, to be nominated by the Vice-Chancellor by rotation according to seniority.

- (v) two Heads of the Departments of the University to be nominated by the Vice-Chancellor by rotation according to seniority.
- (vi) Registrar.
- (vii) Controller of Finance.

Representatives of Teachers:

- (viii) one Professor of the University who is not a Dean of Schools, one Associate Professor, who is not a Head of Department to be nominated by the Vice-Chancellor by rotation according to seniority.

Others:

- (ix) one member of the Alumni to be nominated by the Court.
- (x) one Ex. Vice-Chancellor of the University to be nominated by Chancellor.

Government Representatives:

- (xi) Secretary In-charge, Department of Higher and Technical Education, Government of Puducherry, *ex-officio*.
- (xii) Director of Higher and Technical Education, Government of Puducherry, *ex-officio*.

Representatives of Affiliated Colleges:

- (xiii) three Principals/Chairmen/Secretaries of the Trust with one each from Arts and Science/Professional and Law / Education colleges/institutions admitted to the privileges of the University, to be nominated by the Vice-Chancellor, by rotation.
- (xiv) three Professors/Associate Professors with one each from Arts and Science/ Professional and Law/Education colleges/ institutions admitted to the privileges of the University, nominated by the Vice-Chancellor on rotation.

Eminent persons representing academics, professionals, industry, commerce and public service:—

(xv) five eminent persons representing Academic/Professionals/Industry/Commerce/ Public Service, to be nominated by Chancellor in consultation with the Government of Puducherry.

(2) No employee of the University or of a college/institution admitted to the privileges of the University or recognised by or associated with the University shall be eligible to become a member under items(xiii) and (xiv).

(3) An *ex-officio* member shall cease to be a member of the Court as soon as he/she vacates the office by virtue of which he/she is such a member.

(4) All the members of the Court other than the *ex-officio* members shall hold office for a term of three years.

13. (1) The Syndicate shall consist of the following Syndicate members, namely:—

(i) Vice-Chancellor;

(ii) Pro Vice-Chancellor;

(iii) two Deans of Schools by rotation according to seniority to be appointed by the Vice-Chancellor;

(iv) two Heads of the Departments of the University who are not Deans to be nominated by the Vice-Chancellor by rotation according to seniority;

(v) two Professors who are not Deans or Heads of Departments by rotation according to seniority to be appointed by the Vice-Chancellor;

(vi) two Associate Professors who are not Heads of Departments by rotation according to seniority, to be appointed by the Vice-Chancellor;

(vii) six persons from amongst the Professors/ Associate Professors with two each from Arts and Science/Professional and Law/Education colleges/institutions admitted to the privileges of the University to be nominated by the Vice-Chancellor by rotation;

(viii) three persons from amongst the Principals/ Directors with one each from Arts and Science/ Professional and Law/Education colleges/ institutions admitted to the privileges of the University to be nominated by the Vice-Chancellor by rotation;

(ix) Director of the Postgraduate Centre;

(x) Secretary incharge of Higher and Technical Education, Government of Puducherry, *ex-officio*;

(xi) Director of Higher and Technical Education, Government of Puducherry, *ex-officio*;

(xii) Secretary in-charge of Finance, Government of Puducherry, *ex-officio*;

(xiii) two persons of distinctions in academic and/or public life to be nominated by the Chancellor.

(2) All members of the Syndicate, other than the *ex-officio* members, shall hold office for a period of three years from the date of their nomination.

(3) One-third of the members of the Syndicate shall form the quorum for the meeting.

Powers of the Syndicate.

14. (1) The Syndicate shall have the power of management and administration of the revenues and properties of the University and the conduct of all administrative affairs of the University not otherwise provided for.

(2) Subject to the provisions of this Act, the Statutes and the Ordinances, the Syndicate shall, in addition to the other powers vested in it by and under the Statutes, have the following powers, namely:—

- (a) to create teaching and other academic posts and to define the functions and conditions of service of the Professors, Associate Professors, Assistant Professors, other teachers and the academic staff employed by the University after taking into consideration the recommendations of the Academic Council;
- (b) to prescribe qualifications and other conditions of eligibility for teachers and other academic staff after taking into account the recommendations of the Academic Council;
- (c) to make appointments of such Professors, Associate Professors, Assistant Professors, other teachers and such academic staff as may be necessary, on the recommendations of the Selection Committees constituted for the purpose;
- (d) to make appointments to temporary vacancies of any academic staff;
- (e) to specify the manner of appointment to temporary vacancies of the academic staff;
- (f) to provide for the appointment of visiting professors, artistes and writers and determine the terms and conditions of such appointment;
- (g) to manage and regulate the finances, accounts, investments and properties of the University and to appoint such agents as may be considered fit by it;
- (h) to invest any money belonging to the University, including any unapplied income, in such stocks, funds, shares or securities as it thinks fit or in the purchase of immovable property in India with the like power of varying such investment from time to time:

Provided that no action under this clause shall be taken without consulting the Finance Committee;

- (i) to create administrative, ministerial and other necessary posts after taking into account the recommendations of the Finance Committee and to specify the manner of appointment thereto;
- (j) to regulate and enforce discipline amongst the employees in accordance with the Statutes and the Ordinances;
- (k) to transfer or accept transfers of any immovable or movable property on behalf of the University;
- (l) to entertain, adjudicate upon or redress the grievances of the employees and the students of the University who may, for any reason, feel aggrieved;
- (m) to fix the remuneration payable to examiners and invigilators and travelling and other allowances payable after consulting the Finance Committee;
- (n) to select a common seal for the University and to provide for the use of such seal;
- (o) to delegate any of its powers to the Vice-Chancellor, Pro Vice-Chancellor, Registrar, the Controller of Finance or any other officer, employee or authority of the University, or to a committee appointed by it;
- (p) to institute fellowships, scholarships, studentships; and
- (q) to exercise such other powers and perform such other functions as may be conferred or imposed on it by the Act or the Statutes.

(3) The Syndicate shall exercise all the powers of the University not otherwise provided for by the Act, the Statutes, the Ordinances and the Regulations for the fulfillment of the objects of the University.

15. The Academic Council shall consist of the following members, namely:—

- (i) Vice-Chancellor;
- (ii) Pro Vice-Chancellor;
- (iii) two Deans of Schools who are not members of Syndicate by rotation and according to seniority to be nominated by the Vice-Chancellor;
- (iv) four Heads of Departments of the University, who are not members of Syndicate by rotation and according to seniority to be nominated by the Vice-Chancellor;
- (v) nine persons from amongst the Principals / Directors with three each from Arts and Science/ Professional and Law / Education colleges / institutions who are not members of Syndicate admitted to the privileges of the University to be nominated by the Vice-Chancellor by rotation;
- (vi) one Professor from the Postgraduate Centre who is not a member of the Syndicate nominated by the Vice-Chancellor by rotation;
- (vii) six teachers of the University to be nominated by the Vice-Chancellor by rotation;
- (viii) six teachers with two each from Arts and Science/Professional and Law/Education colleges/ institutions who are not members of Syndicate admitted to the privileges of the University to be nominated by the Vice-Chancellor by rotation;
- (ix) five persons, not in the service of the University, to be nominated by the Vice-Chancellor on the recommendation of the Academic Council for their special knowledge:

Provided that in making nomination under item (vi) and (vii), due regard shall be given to the representation of different disciplines.

Powers of
Academic
Council.

16. (1) Subject to the relevant provisions of the Act, the Statutes and the Ordinances, the Academic Council shall, in addition to all other powers vested in it by or under the Statutes, have the following powers, namely:—

- (a) to exercise general supervision over the academic policies of the University and to give directions regarding methods of instruction, evaluation or research or improvement in academic standards;
- (b) to consider matters of general academic interest either on its own initiative or on a reference from the Planning Board or a School of Studies or the Syndicate and to take appropriate action thereon; and
- (c) to frame such regulations as are consistent with the Statutes and the Ordinances regarding the academic functioning of the University, including discipline, admissions, award of fellowships and studentships, fees and other academic requirements.

(2) The members of the Academic Council, other than the *ex-officio* members, shall hold office for a term of three years from the date of their appointment or co-option, as the case may be.

(3) One-third members of the Academic Council shall form the quorum for a meeting.

The Planning
Board.

17. (1) The Planning Board shall consist of —

- (i) the Vice-Chancellor-Chairman; and
- (ii) not more than seven members to be nominated by the Syndicate.

(2) All the members of the Planning Board, other than the Vice-Chancellor, shall hold office for a term of three years.

(3) The Planning Board shall design and formulate appropriate plans for development and expansion of the University, and it shall, in addition, have the right to advise the Syndicate and the Academic Council on any matter which it may deem necessary for the fulfillment of the objects of the University.

(4) The Planning Board may constitute such committees as may be necessary for planning and monitoring the programmes of the University.

(5) The Planning Board shall meet at such intervals as it deems expedient, but it shall meet at least twice in a year.

18. (1) The Board of Affiliation shall consist of the Vice-Chancellor, Pro Vice-Chancellor and not more than seven members to be nominated by the Syndicate. The Board of Affiliation.

(2) A member of the Board of Affiliation other than the Vice-Chancellor shall hold office for a term of three years from the date on which he/she becomes a member of the Board.

(3) Four members of the Board of Affiliation shall form a quorum for a meeting of the Board.

(4) The procedure for considering proposals for affiliation shall be such as specified in the Ordinances.

19. (1) The University shall have such Schools of Studies as may be specified in the Ordinances. The Schools of Studies.

(2) The composition and functions of the Schools of Studies and other related matters shall be such as are specified in the Ordinances.

20. (1) The Finance Committee shall consist of the following:— The Finance Committee.

- (i) The Vice-Chancellor;
- (ii) Pro Vice-Chancellor;
- (iii) The Secretary in the Department of Finance of the Government of Puducherry, *ex-officio*;

(iv) The Secretary in the Department of Higher and Technical Education of the Government of Puducherry, *ex-officio*;

(v) Director of Higher and Technical Education, Goverment of Puducherry, *ex-officio*;

(vi) one person to be appointed by the Syndicate from its members other than an employee of the University, college or institution; and

(vii) two persons to be nominated by the Chancellor.

(2) The Controller of Finance shall be the *ex-officio* non-Member Secretary of the Finance Committee.

(3) A member of the Finance Committee, other than the Vice-Chancellor and Pro Vice-Chancellor, shall hold office for a term of three years from the date on which he/she becomes a member of the Committee.

(4) Four members of the Finance Committee shall form a quorum for a meeting of the Committee.

(5) The Finance Committee shall meet at least thrice a year to examine the accounts and scrutinize the expenditure statement prepared by the Controller of Finance.

(6) All proposals relating to revision of grades, upgradation of the pay scales and those items which are not included in the budget, shall be examined by the Finance Committee before they are considered by the Syndicate.

(7) The annual accounts and the financial estimates of the University prepared by the Controller of Finance shall be laid before the Finance Committee for approval and thereafter submitted to the Syndicate within the overall ceiling fixed by the Committee.

(8) The Finance Committee shall fix the limits for the total recurring and non-recurring expenditure for the year, based on income and resources of the University, and no expenditure shall be incurred by the University in excess of the limits so fixed, without the approval of the Finance Committee.

21. (1) There shall be Selection Committee for The Selection making recommendations to the Syndicate for Committee. appointment to the posts of Pro Vice-Chancellor, Professors, Associate Professors, Assistant Professors, Registrar, Finance Officer, Controller of Examinations, Librarian and other staff of the University.

(2) The Selection Committee for appointment to the posts specified in column (1) of the Table below shall consist of the persons specified in the corresponding entry in column (2) of the said Table:—

TABLE

(1)	(2)
(i) Pro Vice-Chancellor	(1) Vice-Chancellor-Chairperson (2) Any academician who is the nominee of the Chancellor. (3) Not less than three eminent persons, not in the service of the University or members of the Syndicate or Academic Council to be nominated by the Syndicate out of a panel of not less than six for their special knowledge of, or interest in, the subjects with which the Pro Vice-Chancellor to be appointed will be concerned.
(ii) Professor/ Associate Professor.	Committee (a) (1) Vice-Chancellor to be Chairperson of the Selection Committee.

(1)	(2)
	(2) Any academician who is the nominee of the Chancellor.
	(3) Three experts in the concerned subject / field out of the list recommended by Vice-Chancellor and approved by Syndicate.
	(4) Dean of the School.
	(5) Head of the Department.
	(b) One representative of the Scheduled Castes / Scheduled Tribes, women and physically handicapped should be in the Selection Committee whenever a candidate from any of these categories appears for the interview.
	(c) At least four members including two outside experts must constitute the quorum.
(iii) Assistant Professor	Committee:
	(a) (1) Vice-Chancellor to be the Chairperson of the Selection Committee.
	(2) Three experts in the concerned subject to be invited on the basis of the list recommended by the Vice-Chancellor and approved by the Syndicate.

(1)	(2)
	(3) Dean of the concerned Faculty / Head / Chairperson of the Department.
	(4) An academician nominated by the Chancellor.
	(b) One representative of the Scheduled Castes / Scheduled Tribes, women and physically handicapped should be in the Selection Committee whenever a candidate from any of these categories appears for the interview.
	(c) At least four members including two outside experts must constitute the quorum.
(iv) Registrar, Committee: Controller of Finance, Controller of Examinations and Librarian.	(a) (1) Vice-Chancellor to be Chairperson of the Selection Committee. (2) An academician who is the nominee of the Chancellor. (3) Three experts in the concerned subject/field out of the list recommended by the Vice-Chancellor and approved by Syndicate. (4) Dean of the Faculty. (5) Head/Chairperson of the Department.
	(b) One representative of the Scheduled Castes / Scheduled Tribes, women and physically handicapped should be in the

(1)	(2)
	Selection Committee whenever a candidate from any of these categories appears for the interview.
(c)	At least four members including two outside experts must constitute the quorum.

Note 1.—Where the appointment is being made for an interdisciplinary project, the Head of the project shall be deemed to be the Head of the Department concerned.

Note 2.—The Professor to be nominated shall be a Professor concerned with the speciality for which the selection is being made and that the Vice-Chancellor shall consult the Head of the Department and the Dean of School before nominating the Professor.

Note 3.—The Selection Committee shall recommend appointment to the post of Registrar on tenure basis for a period of three years and his tenure may be renewed for similar terms by the Syndicate on the recommendations of the Vice-Chancellor:

Provided that the officers of All India Services and Central Services may be appointed on deputation to the post of Registrar by the Syndicate on the recommendations of the Vice-Chancellor on such terms and conditions as may be stipulated by the Government of India.

Note 4.—The Controller of Finance shall be appointed on deputation basis from among officers of the Indian Audit and Accounts Service not below the rank of Senior Deputy Accountant-General by the Government of Puducherry.

Note 5.—The Selection Committee thus constituted shall scrutinize the C.R. dossiers and personal files received from the organised Accounts Service, hold interview, if considered necessary, and make recommendations for appointment to the post of Controller of Finance in the University.

(3) The Vice-Chancellor or in his absence, the senior-most Pro Vice-Chancellor shall preside at the meeting of a Selection Committee.

(4) The meeting of Selection Committee shall be convened by the Vice-Chancellor or in his absence by the senior-most Pro Vice-Chancellor.

(5) The procedure to be followed by a Selection Committee in making recommendations shall be laid down in the Ordinances.

(6) If the Syndicate is unable to accept the recommendations made by a Selection Committee it shall record its reasons and submit the case to the Visitor for final orders.

(7) Appointment to temporary posts shall be made in the manner indicated below :—

(i) if the temporary vacancy is for a duration longer than one academic session, it shall be filled on the advice of the Selection Committee in accordance with the procedure indicated in the foregoing clauses :

Provided that if the Vice-Chancellor is satisfied that in the interest of work, it is necessary to fill the vacancy, the appointment may be made on a purely temporary basis by a local Selection Committee referred to in sub-clause (ii) for a period not exceeding six months.

(ii) if the temporary vacancy is for a period less than a year and appointment to such vacancy shall be made on the recommendation of a local Selection Committee consisting of the Dean of the School concerned, the Head of the Department and a nominee of the Vice-Chancellor :

Provided that if the same person holds the offices of the Dean and the Head of the Department, the Selection Committee may contain two nominees of the Vice-Chancellor :

Provided further that in case of sudden casual vacancies of teaching posts caused by death or any other reason, the Dean may, in consultation with the head of the department concerned, make a temporary appointment for a month and report to the Vice-Chancellor and the Registrar about such appointment.

(iii) No teacher appointed temporarily shall, if he/she is not recommended by a regular Selection Committee for appointment under the Statutes, be continued in service on such temporary employment, unless he/she is subsequently selected by a local Selection Committee or a regular Selection Committee for temporary or permanent appointment as the case may be.

Special mode of appointment.

22. (1) Notwithstanding anything contained in Statute, the Syndicate may invite a person of high academic distinction and professional attainment to accept the post of a Professor or any other equivalent academic post in the University on such terms and conditions as it may deem fit, and appoint the person to such post.

(2) The Syndicate may appoint any member of the academic staff working in any other University or organisation on a teaching assignment or for undertaking a project or any other work on such terms and conditions as may be determined by the Syndicate in accordance with the manner specified by the Statutes.

Recognised teachers.

23. (1) The qualifications and other conditions of eligibility for recognition of teachers working in a college or an institution shall be such as are prescribed by the Ordinances:

Provided that the qualifications and other conditions of eligibility shall not be less than those prescribed by the University Grants Commission.

(2) All cases of recognition of teachers in a college or an institution shall be dealt with and approved by the Selection Committees as constituted under the Statute.

24. (1) Any authority of the University may appoint as many standing or special committees as it may deem fit and may appoint in such committees such persons as are not members of such authority.

(2) Any committee appointed under clause (1) may deal with any subject delegated to it and before taking action if any, shall seek confirmation of it from the authority appointing it.

25. (1) All the teachers and other academic staff of the University shall, in the absence of any contract to the contrary be governed by the terms and conditions of service and code of ethics as are specified by the Statutes and the Ordinances:

Provided that the qualifications and other conditions of eligibility shall not be less than those prescribed by the University Grants Commission:

Provided further that till such time the Ordinances are notified, they shall be governed by the rules and regulations applicable to Government service or their previous service.

(2) Every teacher and member of the academic staff shall be appointed on a written contract.

(3) A copy of every contract referred to in clause (2) shall be deposited with the Registrar.

26. All the employees of the University other than the teachers and other Academic Staff shall, in the absence of any contract to the contrary, be governed by the terms and conditions of service and the code of conduct as specified in the Statutes and the Ordinances:

Provided that till such time the Ordinances are notified, they shall be governed by the rules and regulations applicable to Government service or their previous service.

Removal of
employees of the
University.

27. (1) Where there is an allegation of serious misconduct against a teacher, a member of the academic staff or any other employee of the University, the Vice-Chancellor may in the case of teacher or a member of the academic staff, or the authority competent to appoint (hereinafter referred to as Appointing Authority) in the case of any other employee, as the case may be by order in writing, place such teacher, member of the academic staff or other employee as the case may be, under suspension and shall forthwith report to the Syndicate the circumstance in which the order was made.

(2) Notwithstanding anything contained in the terms of the contract of appointment or in any other terms and conditions of service of the employees, the Syndicate in respect of teachers and other academic staff, and the appointing authority, in respect of other employees, as the case may be, shall have the power to remove a teacher or a member of the academic staff or other employee, as the case may be, on grounds of misconduct.

(3) Save as aforesaid, the Syndicate, or the appointing authority, as the case may be, shall not be entitled to remove any teacher, any member of the academic staff or any other employee except for a justified cause and after giving three months' notice to the person concerned or on payment of three months' salary to him *in lieu* thereof.

(4) No teacher, member of the academic staff or other employee shall be removed under clause (2) or clause (3) unless he/she has been given a reasonable opportunity of showing cause against the action proposed to be taken in regard to him.

(5) The removal of a teacher, a member of the academic staff or other employee shall take effect from the date on which the order of removal is made and the procedure of appeal shall be as prescribed in the Ordinances.

(6) Notwithstanding anything contained in the foregoing provisions of this Statute, a teacher, a member of the academic staff or other employee may resign –

(a) if he/she is a permanent employee, only after giving three months' notice in writing to the Syndicate or the appointing authority, as the case may be, or by paying three months' salary *in lieu* thereof; or

(b) if he/she is not a permanent employee, only after giving one month's notice in writing to the Syndicate or the appointing authority, as the case may be, or by paying one month's salary *in lieu* thereof:

Provided that such resignation shall take effect only from the date on which the resignation is accepted by the Syndicate, or the appointing authority, as the case may be.

28. (1) The powers regarding discipline and disciplinary action in regard to the students of the University shall vest in the Vice-Chancellor who may delegate all or any of his powers, as he/she may deem fit. Maintenance of discipline amongst the students of the University.

(2) Without prejudice to the generality of his powers relating to the maintenance of discipline and taking such action as he/she may deem appropriate for the maintenance of discipline, the Vice-Chancellor may, in exercise of his powers, by order, direct that any student or students be expelled or rusticated for a specified period and not admitted to a course or courses of study in the University or an affiliated college or institution for a stated period or be punished with a fine for an amount to be specified in the order, or debarred from any examination or examinations conducted by the University or an affiliated college or institution for one or more years or that the result of the student or students concerned in the examination or examinations in which he/she has or they have appeared, to be cancelled and the procedure for appeal to the Syndicate shall be as prescribed in the Ordinances.

(3) The Heads of affiliated colleges and institutions shall have the authority to exercise all such disciplinary powers over the students in their respective colleges and institutions as may be necessary for the proper and efficient functioning of such colleges and institutions.

Seniority list.

29. (1) Whenever, in accordance with the Statutes, any person is to hold an office or be a member of an authority of the University by rotation according to seniority, such seniority shall be determined according to the length of continuous service of such person in his grade, and in accordance with such other principles as the Syndicate may, from time to time, prescribe.

(2) It shall be the duty of the Registrar to prepare and maintain, in respect of each class of persons to whom the provisions of the Statutes apply, a complete and up-to-date seniority list in accordance with the provisions of clause (1).

(3) If two or more persons have equal length of continuous service in a particular grade or the relative seniority of any person or persons is otherwise in doubt, the Registrar may, on his own motion and shall, at the request of any such person, submit the matter to the Syndicate whose decision thereon shall be final.

Honorary degrees.

30. (1) The Syndicate may, on the recommendation of the Academic Council and by a resolution passed by a majority of not less than two-thirds of the members present and voting, make proposals to the Visitor for the conferment of honorary degrees of achievements:

Provided that in case of emergency, the Syndicate may, on its own, make such proposals.

(2) The Syndicate may, by a resolution passed by a majority of not less than two-thirds of the members present and voting, withdraw, with the previous sanction of the Chancellor, any honorary degree conferred by the University.

31. The Syndicate may, by a special resolution passed by a majority of not less than two-thirds of the members present and voting, withdraw any degree or academic distinction conferred on or any certificate or diploma granted to, any person by the University for good and sufficient cause:

Provided that no such resolution shall be passed until a notice in writing has been given to that person calling upon him / her to show cause within such time as may be specified in the notice why such a resolution should not be passed and until his objections, if any and any evidence he/she may produce in support of them, have been considered by the Syndicate.

32. (1) Upcoming colleges and other institutions situated within the jurisdiction of the University may be admitted to such privileges of the University as the Syndicate may decide, on the following conditions, namely:—

(i) Every such college or institution shall have a regularly constituted Governing Body, consisting of not more than fifteen persons approved by the Syndicate and including among others, two teachers of the University to be nominated by the Syndicate and three representatives of the teaching staff of whom the Principal of the college or institution shall be one. The procedure for appointment of members of the Governing Body and other matters affecting the management of a college or an institution shall be prescribed by the Ordinances:

Provided that the said condition shall not apply in the case of colleges and institutions maintained by the Government which shall, however, have an Advisory Committee consisting of not more than fifteen persons which shall consist of among others, three teachers including the Principal of the college or institution and two teachers of the University nominated by the Syndicate.

(ii) Every such college or institution shall satisfy the Syndicate on the following matters, namely:-

- (a) the suitability and adequacy of its accommodation and equipment for teaching;
- (b) the qualifications and adequacy of its teaching staff and the conditions of their service;
- (c) the arrangements for the residence, welfare, discipline and supervision of students;
- (d) the adequacy of financial provision made for the continued maintenance of the college or institution; and
- (e) such other matters as are essential for the maintenance of the standards of University education.

(iii) No college or institution shall be admitted to any privileges of the University except on the recommendation of the Academic Council made after considering the report of a Committee of inspection appointed for the purpose by the Academic Council.

(iv) Colleges and institutions desirous of admission to any privileges of the University shall be required to intimate their intention to do so in writing so as to reach the Registrar not later than 31st December, preceding the year from which permission applied for is to have effect.

(v) A college or an institution shall not without the previous permission of the Syndicate and the Academic Council suspend instruction in any subject or course of study which it is authorized to teach and teaches.

(2) Appointment to the teaching staff and Principals of colleges or institutions admitted to the privileges of the University shall be made in the manner prescribed by the Ordinances:

Provided that nothing in this clause shall apply to colleges and institutions maintained by the Government.

(3) The service conditions of the administrative and other non-academic staff of every college or institution referred to in clause (2) shall be such as may be laid down in the Ordinances:

Provided that nothing in this clause shall apply to colleges and institutions maintained by the Government.

(4) Every college or institution admitted to the privileges of the University shall be inspected at least once in every two academic years by a committee appointed by the Academic Council, and the report of that committee shall be submitted to the Academic Council, which shall forward the same to the Syndicate with such recommendations as it may deem fit to make. The Syndicate after considering the report and the recommendations, if any, of the Academic Council, shall forward a copy of the report to the Governing Body of the college or institution with such remarks, if any, as it may deem fit for suitable action.

(5) The Syndicate may, after consulting the Academic Council, withdraw any privileges granted to a college or institution, at any time it considers that the college or institution does not satisfy any of the conditions on the fulfilment of which the college or institution was admitted to such privileges:

Provided that before any privileges are so withdrawn, the Governing Body of the college or institution concerned shall be given an opportunity to represent to the Syndicate why such action should not be taken.

(6) Subject to the conditions set forth in clause (1), the Ordinances may prescribe,—

(i) such other conditions as may be considered necessary; and

(ii) the procedure for the admission of colleges and institutions to the privileges of the University and for the withdrawal of those privileges.

Convocation. 33. Convocations of the University for the conferring of degrees or for other purposes shall be held in such manner as may be prescribed by the Ordinances.

Acting Chairman of the meetings. 34. Where no provision is made for a President or Chairman to preside over a meeting of any authority of the University or any committee of such authority or when the President or Chairman so provided for is absent, the members present shall elect one from among themselves to preside at such meeting.

Resignation. 35. Any member other than an *ex-officio* member of the Court, the Syndicate, the Academic Council or any other authority of the University or any committee of such authority may resign by letter addressed to the Registrar and the resignation shall take effect as soon as such letter is received by the Registrar.

Disqualification. 36.(1) A person shall be disqualified for being chosen as, and for being a member of any of the authorities of the University—

- (a) if he is of unsound mind or is a deaf-mute or suffers from contagious disease;
- (b) if he is an un-discharged insolvent; and
- (c) if he has been convicted by a court of law of an offence involving moral turpitude and sentenced in respect thereof to imprisonment for not less than six months.

(2) If any question arises as to whether a person is or had been subjected to any of the disqualifications mentioned in clause (1), the question shall be referred for the decision of the Chancellor and his decision shall be final and no suit or other proceeding shall lie in any civil court against such decision.

37. Notwithstanding anything contained in the Statutes, no person who is not ordinarily resident in India shall be eligible to be an officer of the University or a member of any authority of the University.

Residence condition for membership and office.

38. Notwithstanding anything contained in the Statutes, a person who holds any post in the University or is a member of any authority or body of the University in his capacity as a member of a particular authority or body or as the holder of a particular appointment shall hold such office or membership only for so long as he/she continues to be a member of that particular authority or body or the holder of that particular appointment, as the case may be.

Membership authorities by virtue of membership of other bodies.

39. (1) There shall be an Alumni Association for the University.

Alumni Association.

(2) The subscription for membership of the Alumni Association shall be prescribed by the Ordinances.

(3) No member of the Alumni Association shall be entitled to vote or stand for election unless he/she has been a member of the Association for at least one year prior to the date of election and, is a graduate of the University of at least five years standing:

Provided that the condition relating to the completion of one year's membership shall not apply in the case of the first election.

40. (1) The office bearers of the Students' Council shall be elected based on the guidelines as prescribed by the Ordinances:

The Students' Council election procedure and functions.

Provided that any student of the University shall have the right to bring up any matter concerning the University before the Students' Council if so permitted by the Chairman, and he/she shall have the right to participate in the discussions at any meeting when the matter is taken up for consideration.

(2) The functions of the Students' Council shall be to make suggestions to the appropriate authorities of the University in regard to the programmes of studies, students' welfare and other matters of importance in regard to the working of the University in general and such suggestions shall be made on the basis of consensus of opinion.

(3) The Students' Council shall meet at least thrice in an academic year preferably in the month of July, October and January of that year.

Delegation of powers.

41. Subject to the provisions of the Act and the Statutes, any officer or authority of the University may delegate all or any of his or its powers to any other officer or authority or person under his or its respective control and subject to the condition that overall responsibility for the exercise of the powers so delegated shall continue to vest in the officer or authority delegating such powers.

STATEMENT OF OBJECTS AND REASONS

For quite sometime, the need for establishing a State University has been felt amongst the intellectuals, academicians, students and all those have a stake on the field of education in the Union Territory. There are a large number of institutions of higher education - arts and science colleges, engineering colleges, medical colleges, B.Ed., colleges, a dental college, a veterinary college and a law college. More institutions of higher education are expected to come up in the next few years.

Education is a Nation building process having a direct bearing on the socio-economic well being and growth of the people. Therefore taking into consideration the strong base of school education in the Union Territory and the enormous interest of the Government in focused development in the field of school education apart from the aspirations of the people of this Union Territory. It is proposed to establish the Puducherry State University by way of legislation to cater to the growing demands of higher education.

The Bill seeks to achieve the above objects.

MINISTER FOR HIGHER EDUCATION.

FINANCIAL MEMORANDUM

Clause 3 of the draft Bill provides for the establishment of a University by the name and style of Puducherry State University which shall be a body corporate.

The proposed for the establishment of the State University would involve in the first year an amount of Rs. 3.56 crores approximately.

M. SIVAPRAKASAM,
Secretary,
Legislative Assembly Secretariat.
